IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE SEVENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

and
THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 18270 of 2004

Between:

Sri V. Jallandhar Reddy S/o Sri V. Sanjeev Reddy
R/o Margadarsi High School, 2-4-790, Gokul Nagar Hanumakonda Warangal District

..... PETITIONER

AND

1 The Assistant Secratary, Regional Transport Authority, Warangal
2 The Motor Vehicles Inspector, O/o Deputy Transport

Commissioner Wrangal

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the seizure of the petitioner's vehicle bearing No.AP 16/T-7206 by the 2nd Respondent vide Check Report dt 26-08-2004 U/S.8 of A.P. Motor Vehicles Taxation Act, 1963 as illegal, arbitrary and violative of Article 19(1)(g) of the Constitution of India.

Counsel for the Petitioner:MR.V.RAJAGOPAL REDDY

Counsel for the Respondents: GP FOR TRANSPORT

The Court made the following

O R D E R (Per the Hon'ble Sri Justice Bilal Nazki):

Heard learned Counsel for the parties. With their consent, the Writ Petition is disposed of at this stage.

It appears that the petitioner's vehicle has been seized for violating the conditions of permit and for some other alleged offences. In the interest of justice, we dispose of this Writ Petition at this stage, directing release of vehicle subject to payment of tax due by the petitioner, without prejudice to his rights in the enquiry and further subject to filing an undertaking by the petitioner to the effect that he shall not alienate or in any way encumber the vehicle.

The Writ Petition is accordingly disposed of. No costs.

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(BILAL NAZKI, J)

7th October, 2004.

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(S.ANANDA REDDY, J)

vrn

To

1 The Assistant Secratary, Regional Transport Authority, Warangal
2 The Motor Vehicles Inspector, O/o Deputy Transport

Commissioner Wrangal

3 Two C.Cs to the Government Pleader for Transport

High Court of A.P, Hyderabad (OUT)

4 Two C.D copies